

**FILED**

**DEC 04 2009**

PATRICK E. DUFFY, CLERK  
By DEPUTY CLERK, HELENA

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

JOSHUA RYAN KOENIG,

Plaintiff,

No. CV-09-100-GF-SEH

vs.

**ORDER**

NEXUS PROGRAM, DARREN  
FISHIER, STEVE, DAVE BOYD, and  
LISA LUCKY,

Defendants.

United States Magistrate Keith Strong entered his Findings and  
Recommendations<sup>1</sup> on November 20, 2009. Plaintiff filed objections on

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<sup>1</sup> Document No. 8.

December 2, 2009<sup>2</sup>. The Court reviews *de novo* findings and recommendation to which objections are made. 28 U.S.C. § 636(b)(1).

Upon *de novo* review of the record, I find no error in Judge Strong's Findings and Recommendations and adopt them in full.

**ORDERED:**

1. Plaintiff's Amended Complaint<sup>3</sup> is DISMISSED WITH PREJUDICE for failure to state a claim upon which relief may be granted.
2. The docket shall reflect the filing of this action constitutes one strike under 28 U.S.C. § 1915(g).
3. Any appeal of this disposition will not be taken in good faith. Fed.R.App. 24(a)(3)(A).
4. The Clerk of Court is directed to close this matter and enter judgment accordingly.

DATED this 4<sup>th</sup> day of December, 2009.



Sam E. Haddon  
SAM E. HADDON  
United States District Judge

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<sup>2</sup>Document No. 10.

<sup>3</sup>Document No. 7.